

BILL NO. S-73-11-09

SPECIAL ORDINANCE NO. S- 12473

AN ORDINANCE approving Board of Public Works proposition to purchase real estate from Walter Imler and Irene Imler.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That on November 1, 1973 the Board of Public Works adopted a proposition to purchase certain real estate from Walter Imler and Irene Imler, to be used to expand Fire Station No. 11 at 401 East Rudisill Boulevard, said property being commonly known as 415 East Rudisill Boulevard, and legally described as follows, to-wit:

The East 30 feet of North 7.83 feet of Lot number 34, and East 30 feet of South 7 feet of Lot 37, and the East 30 feet of Lots 35 and 36, in the City of Fort Wayne, being known as 415 East Rudisill Boulevard.

for the price of \$12,500.00, all as more particularly set forth in the proposition to sell which is on file in the office of the Board of Public Works and is by reference incorporated herein and made a part hereof, is in all things hereby ratified, confirmed, and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Hinga
Councilman

APPROVED AS TO FORM
AND LEGALITY,

Mark S. C.
CITY CLERK

Read the first time in full and on motion by Theraja, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197_____, at _____ o'clock P.M., E.S.T.

Date: Nov. 14, 1973

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Theraja, seconded by Talarico, and duly adopted, placed on its passage.

Passed (LEST) by the following vote:

	AYES <u>9</u>	NAYS <u>0</u>	ABSTAINED _____	ABSENT _____	to-wit:
BURNS	<u>✓</u>	_____	_____	_____	_____
HINGA	<u>✓</u>	_____	_____	_____	_____
KRAUS	<u>✓</u>	_____	_____	_____	_____
MOSES	<u>✓</u>	_____	_____	_____	_____
NUCKOLS	<u>✓</u>	_____	_____	_____	_____
SCHMIDT, D.	<u>✓</u>	_____	_____	_____	_____
SCHMIDT, V.	<u>✓</u>	_____	_____	_____	_____
STIER	<u>✓</u>	_____	_____	_____	_____
TALARICO	<u>✓</u>	_____	_____	_____	_____

DATE: 11-27-73

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. S-124-73 on the 27th day of November, 1973.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

James H. Moore Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of November, 1973, at the hour of 12:00 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 28th day of November, 1973, at the hour of 2:00 o'clock P. M., E.S.T.

James H. Moore Jr.
MAYOR

Bill No. S-73-11-07

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance
approving Board of Public Works proposition to purchase
real estate from Walter Imler and Irene Imler.

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

William T. Hinga - Chairman

John Nuckols - Vice-Chairman

James S. Stier

Samuel J. Talarico

Paul M. Burns

Concurred in
MADE A MATTER OF RECORD

DATE 11-27-73 CHARLES W. WESTERMAN, CITY CLERK

WHITELEATHER AND WHITELEATHER

ATTORNEYS AT LAW

119 SOUTH MAIN STREET

COLUMBIA CITY, INDIANA 46725

DAVID V. WHITELEATHER 1884-1942

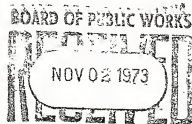
JOHN W. WHITELEATHER

JOHN W. WHITELEATHER, JR.

AREA CODE 219

TELEPHONE 244-5184

October 31, 1973



City of Fort Wayne
Board of Public Works
City-County Building
Fort Wayne, Indiana

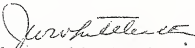
Attention: Edna I. Smith

Dear Madam:

Enclosed please find Agreement to Sell, in triplicate, signed by Mr. and Mrs. Walter Imler, and after the representative of the Council signs the same, I would appreciate your returning one copy to me.

Very truly yours,

WHITELEATHER & WHITELEATHER


John W. Whiteleather

JWW:dk

Encls.

TO THE COMMON COUNCIL OF THE CITY OF FORT WAYNE
GENTLEMEN:

The undersigned hereby offer to sell to the City of Fort Wayne,
the following described real estate, situate in Allen County,
State of Indiana, to-wit:


The East 30 feet of North 7.83 feet of Lot number 34,
and East 30 feet of South 7 feet of Lot 37, and the
East 30 feet of Lots 35 and 36, in the City of Fort
Wayne, being known as 415 East Rudisill Boulevard.

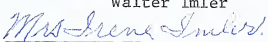
for the sum of \$12,500.00, the possession of said real estate to
be given upon payment of the aforesaid purchase price, subject
to the rights of the present tenants.

The undersigned will pay all taxes due and payable in the
year 1973 and a proportionate share of the taxes due in the year
1974, based on the closing date.

The undersigned further agree to furnish buyer, upon the
acceptance of this proposition, an abstract continued to date,
showing a merchantable title in them, and upon closing will deliver
a good and sufficient warranty deed for the above-described real
estate to buyer.

The undersigned shall keep the buildings on said premises
insured until said closing date.



Walter Imler


The undersigned, representative of the Common Council of the
City of Fort Wayne, hereby accepts the above Proposal, this ____
day of _____, 1973.

DIGEST SHEET

S 73-11-07 ✓

TITLE OF ORDINANCE Purchase of Property at 415 East Rudisill Boulevard

DEPARTMENT REQUESTING ORDINANCE Board of Public Works

SYNOPSIS OF ORDINANCE With the closing of Fire Station No. 8 on Fairfield,

it is necessary to provide space for housing rescue unit, etc. formerly located at

No. 8. The most economical way is to enlarge Station 11 on Rudisill Boulevard.

Consequently, the Board of Works has been asked to purchase adjoining property from
Walter and Irene Imler at a cost of \$12,500. Appraisals show this to be a reasonable
cost.

EFFECT OF PASSAGE Enlargement of Fire Station No. 11

EFFECT OF NON-PASSAGE Probability of having to purchase property and build
complete new unit at higher cost.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

\$12,500 cost from Cumulative Capital Improvement Fund.

ASSIGNED TO COMMITTEE (J.N.) Fin with